



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Kevin R. Stone, et al.
Serial No.: 10/712,165
Filed: November 13, 2003
Title: BONE XENOGRAFTS
Examiner: Vera Afremova Art Unit: 1651
Docket: CROL-132CPCN

CERTIFICATE OF EXPRESS MAILING

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3/14/2007

Date

Elsie Saraglow

Elsie Saraglow

MS: Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

SUPPLEMENTAL RESPONSE TO OFFICE ACTION

This paper is supplemental to the Response to Office Action filed November 22, 2006. That Response to Action included an unexecuted Declaration of Kevin R. Stone, M.D. An executed Declaration is enclosed.

REMARKS

In view of that Declaration, there is now no proper basis for the §103(a) rejection. The Declaration has signed the Declaration and is submitted in this Supplemental Amendment. Upon such submission, it is requested that the §103(a) rejection be reconsidered and withdrawn.

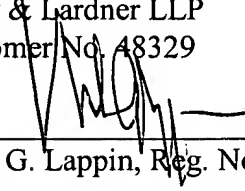
CONCLUSION

For the reasons set forth above, there is no proper basis for the §103 and §112 rejections and those rejections should be reconsidered and withdrawn. Upon or before the next Action, the Applicants expect to resolve the non-statutory obviousness-type double patenting rejections by filing an appropriate Terminal Disclaimer.

If the enclosed papers are considered incomplete, the Mail Room is respectfully requested to contact the undersigned collect at telephone (617)342-4000. The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 50-3431, Reference No. CROL-0132CPCN. Should no proper payment be enclosed herewith, as by the credit card payment form being unsigned, providing incorrect information resulting in a rejected credit card transaction, or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 50-3431, Reference No. CROL-0132CPCN.

Respectfully submitted,

Foley & Lardner LLP
Customer No. 48329



Mark G. Lappin, Reg. No. 26,618

Date: March 14, 2007

111 Huntington Avenue
Boston, MA 02199
Telephone: (617) 342-4000
Facsimile: (617) 342-4001